IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE FIRST DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

and
THE HON'BLE MR JUSTICE T.CH.SURYA RAO

WRIT PETITION NO : 16986 of 2003

Between:

1 Gudipati Srikanth, S/o. G. Pandu Rangaiah,
R/o. Miryalguda Town, Nalgonda District.

2 Gudipati Pandurangaiah, S/o. Ramaiah,
R/o. Miryalguda Town, Nalgonda District.

..... PETITIONERS

AND

1. Union Bank of India, rep. by its Manager Oatlapally Branch,

Miryalguda Mandal, Miryalaguda, Nalgonda District.

2 Union Bank of India, rep. by its Authorised Officer,

Nodal Regional Office, 2nd Floor, Lata Complex,

Nampally, Hyderabad - 500 001.

3 Union Bank of India, rep. by its Secretary,

Finance Department, Central Secretariat, New Delhi.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus or any other Order in the nature of a Writ declaring the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (Act 54 of 2002) as unconstitutional and void and consequently direct the 1st and 2nd respondents not to implement the provisions of Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 and the follow up action pursuant to the demand notice No.CMRD:SON:154 dated 2-12-2002 and notice bearing No.RO/CRL/611 dated 23 July 2003 to take possession of the assets on 14-8-2003 at 11.30 a.m. issued by the 2nd respondent and also declare that the said Notices are arbitrary and illegal.

For the Petitioners: MR. S.BHARAT KUMAR, Advocate.

For Respondent Nos.1 and 2: Mr. B.S. Prasad, Standing Counsel.

For Respondent No.3: MR.ARAJASHEKAR REDDY (Senior SC FOR CG)

The Court made the following Order: (per Sri B. Sudershan Reddy, J)

The learned counsel for the petitioners seeks permission of this Court to withdraw

the writ petition. Permission is accorded and the writ petition shall accordingly stand dismissed as withdrawn. No order as to costs.

(B. Sudershan Reddy, J)

01-12-2004

(T.Ch. Surya Rao, J)

ks

To

1. Manager Oatlapally Branch, Union Bank of India,
Miryalguda Mandal, Miryalaguda, Nalgonda District.

2 Authorised Officer, Union Bank of India,
Nodal Regional Office, 2nd Floor, Lata Complex,
Nampally, Hyderabad - 500 001.

3 Secretary, Union Bank of India,
Finance Department, Central Secretariat, New Delhi.

4 Two CD copies.